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OFFICE OF PETITIONS

In re Application of Bell et al. :
Application No. 10/551,511 : Decision on Petition
Filing Date: October 3, 2006 :
Attorney Docket No. 20305-4006 :

This is a decision on the petition under 37 CFR 1.181 filed April 1, 2009, requesting the Office withdraw the holding of abandonment.

The petition is **granted**.

The Office mailed a non-final Office action on July 23, 2008. The Office action set a shortened statutory period for reply of three months. Petitioner filed a certified priority document and reply to the non-final Office action on October 27, 2008. The papers included a certificate of mailing dated October 23, 2008. The Office mailed a Notice of Abandonment on March 9, 2009. The Notice stated the application was abandoned because the Office had not received a reply to the July 23, 2008 Office action.

The instant petition was filed April 1, 2009, and requests withdrawal of the holding of abandonment.

Petitioner timely responded to the July 23, 2008 Office action. Therefore, the Notice of Abandonment is hereby vacated and the holding of abandonment withdrawn.

Technology Center Art Unit 3653 will be informed of the instant decision and the application, including the reply filed October 27, 2008, will be further examined in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

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